

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Dee Brown, on February 22, 2017 at 3:00 P.M., in Room 335 Capitol

ROLL CALL

Members Present:

Sen. Dee Brown, Chair (R)
Sen. Douglas (Doug) Kary, Vice Chair (R)
Sen. Sue Malek (D)
Sen. Ryan Osmundson (R)
Sen. Frank Smith (D)
Sen. Nels Swandal (R)
Sen. Gordon Vance (R)
Sen. Lea Whitford (D)

Members Excused: None

Members Absent: None

Staff Present: Barbara Pietuch, Committee Secretary
Rachel Weiss, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: SB 270, 2/18/2017; SB 303, 2/18/2017; SB 279, 2/16/2017;
SJ 16, 2/20/2017

Executive Action: SB 297 - Do Pass; SB 305 - Do Pass; SB 270 - Do Pass;
SB 303 - Do Pass; SJ 16 - Be Adopted; SB 279 - Do Pass;
SB 256 - Be Tabled; SB 263 - Be Tabled; SB 267 - Be Tabled

00:00:01 Chair Brown

HEARING ON SB 303

Opening Statement by Sponsor:

00:01:12 Sen. Edward Buttrey (R), SD 11, opened the hearing on SB 303, Revise Montana veteran home loan program laws.

EXHIBIT(sts39a01)

Proponents' Testimony:

00:03:49 Roger Hagan, vice chairman, American Legion of Montana; lobbyist, Montana National Guard Association

00:04:53 Steve Turkiewicz, president, Montana Bankers Association

Opponents' Testimony: None

Informational Testimony:

00:05:46 Bruce Brensdal, executive director, Montana Board of Housing

00:06:12 Doug Hill, director, In-state Loan Programs, Montana Board of Investments

Questions from Committee Members and Responses:

00:06:35 Sen. Malek

00:07:14 Sen. Buttrey

00:07:39 Sen. Malek

00:07:51 Sen. Buttrey

00:08:13 Chair Brown

00:08:35 Sen. Buttrey

00:09:10 Chair Brown

00:09:15 Sen. Buttrey

00:09:28 Chair Brown

Closing by Sponsor:

00:09:34 Sen. Buttrey

HEARING ON SB 279

Opening Statement by Sponsor:

00:10:28 Sen. Chas Vincent (R), SD 1, opened the hearing on SB 279, Generally revise legislative bill drafting process laws.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:13:30	Sen. Kary
00:14:05	Sen. Vincent
00:14:11	Chair Brown
00:14:34	Sen. Vincent
00:15:40	Chair Brown
00:15:54	Rachel Weiss, research analysis, Legislative Services Division (LSD)
00:16:31	Chair Brown
00:16:52	Ms. Weiss, LSD
00:17:07	Sen. Kary
00:17:28	Sen. Vincent
00:18:25	Sen. Kary
00:18:46	Sen. Vincent
00:18:53	Chair Brown
00:19:11	Sen. Vincent
00:19:30	Chair Brown
00:19:34	Sen. Whitford
00:20:41	Sen. Vincent

Closing by Sponsor:

00:21:04	Sen. Vincent
00:23:30	Chair Brown
00:23:31	Brief Recess
00:28:00	Reconvened

HEARING ON SJ 16

Opening Statement by Sponsor:

00:28:10	Sen. Mary Caferro (D), SD 41, opened the hearing on SJ 16, Resolution commemorating anniversaries of Montana's military experiences.
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Proponents' Testimony:

00:29:33	Raymond Read, director, Montana Military Museum (MMM)
00:31:52	Brigadier General Bryan Fox, assistant adjutant general, Montana National Guard, Department of Military Affairs (DMA)
00:34:25	Roger Hagan, vice chairman, American Legion of Montana; lobbyist, Montana National Guard Association (MNGA)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:36:13 Sen. Whitford
00:36:31 Mr. Hagan, MNGA
00:36:49 Sen. Whitford
00:36:58 Mr. Hagan
00:37:27 Sen. Whitford
00:37:39 Mr. Hagan
00:37:54 Mr. Read, MMM
00:38:45 Sen. Kary
00:39:08 Sen. Caferro
00:39:21 Mr. Read
00:41:03 Sen. Kary
00:41:19 Mr. Read
00:41:40 Chair Brown
00:42:04 Mr. Read
00:43:18 Sen. Malek
00:43:42 Mr. Read
00:44:06 Chair Brown

Closing by Sponsor:

00:44:26 Sen. Caferro
[EXHIBIT](#)(sts39a02)

HEARING ON SB 270

Opening Statement by Sponsor:

00:45:54 Sen. Douglas (Doug) Kary (R), SD 22, opened the hearing on SB 270, Generally revise state building acquisition and leasing laws.

Proponents' Testimony: None

Opponents' Testimony:

00:47:56 Garret Bacon, leasing officer, Department of Administration (DOA)
00:49:49 Sen. Osmundson entered the meeting.
00:51:50 Mark Simonich, RDP Management Company (RDP)

Informational Testimony:

00:54:42 Russ Katherman, contract officer, Design and Construction Bureau, Architecture and Engineering Division, Department of Administration (DOA)

Questions from Committee Members and Responses:

00:55:09 Sen. Swandal

00:55:29	Sen. Kary
00:56:02	Sen. Whitford
00:56:51	Sen. Kary
00:57:16	Sen. Whitford
00:57:37	Mr. Bacon, DOA
00:58:29	Sen. Whitford
00:58:46	Sen. Osmundson
00:59:58	Rachel Weiss, research analysis, Legislative Services Division
01:00:10	Sen. Whitford
01:01:47	Sen. Kary
01:02:04	Sen. Whitford
01:02:11	Sen. Kary
01:02:38	Sen. Whitford
01:02:57	Sen. Kary
01:05:58	Chair Brown
01:06:22	Mr. Bacon
01:06:28	Chair Brown
01:06:50	Mr. Bacon
01:07:15	Chair Brown
01:07:37	Mr. Bacon
01:07:41	Chair Brown
01:07:54	Mr. Bacon
01:08:25	Chair Brown
01:08:43	Mr. Bacon
01:08:53	Chair Brown
01:09:02	Mr. Bacon
01:09:07	Chair Brown
01:09:14	Sen. Malek
01:09:28	Chair Brown
01:09:32	Sen. Malek
01:09:37	Mr. Bacon
01:10:20	Sen. Malek
01:10:28	Mr. Bacon
01:10:37	Sen. Malek
01:10:52	Mr. Bacon
01:11:02	Sen. Malek
01:11:21	Mr. Bacon
01:11:39	Sen. Malek
01:12:29	Mr. Simonich, RDP
01:13:48	Chair Brown
01:14:34	Mr. Bacon
01:14:57	Chair Brown
01:15:03	Mr. Bacon
01:15:14	Sen. Malek
01:15:36	Mr. Katherman, DOA

Closing by Sponsor:

01:15:57	Sen. Kary
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01:17:02 Chair Brown
01:17:10 Sen. Kary
01:17:51 Chair Brown

01:18:38 Recess
01:39:08 Reconvene

EXECUTIVE ACTION ON SB 270

01:39:35 **Motion:** Sen. Kary moved that **SB 270 DO PASS.**

Discussion:

01:39:48 Chair Brown
01:39:54 Sen. Kary
01:40:12 Sen. Osmundson
01:41:05 Sen. Swandal
01:41:18 Sen. Malek
01:41:52 Sen. Smith

01:42:25 **Vote:** Motion carried 6-2 by roll call vote with Sen. Malek and Sen. Whitford voting no.

EXECUTIVE ACTION ON SB 303

01:44:26 **Motion:** Sen. Kary moved that **SB 303 DO PASS.**

Discussion:

01:44:29 Chair Brown
01:44:40 Roger Hagan, vice chairman, American Legion of Montana; lobbyist, Montana National Guard Association
01:45:09 Chair Brown

01:45:16 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SJ 16

01:45:31 **Motion:** Sen. Kary moved that **SJ 16 BE ADOPTED.**

Discussion:

01:45:50 Sen. Whitford
01:46:28 Chair Brown

01:46:35 **Vote:** Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 279

01:43:04 **Motion:** Sen. Kary moved that **SB 279 DO PASS.**

Discussion:

01:43:21 Sen. Swandal

01:43:33 **Vote:** Motion carried 6-2 by voice vote with Sen. F. Smith and Sen. Whitford voting no.

EXECUTIVE ACTION ON SB 256

01:47:05 **Motion:** Sen. Kary moved that **SB 256 DO PASS.**

Discussion:

01:47:10 Chair Brown

01:47:33 Sen. Swandal

01:47:45 Sen. Vance

01:47:52 Chair Brown

01:48:01 **Vote:** Motion failed 3-5 by roll call vote with Sen. Brown, Sen. Malek and Sen. Osmundson voting aye.

01:48:40 **Motion/Vote:** Sen. Kary moved that **SB 256 BE TABLED AND THE VOTE REVERSED.** Motion carried 7-1 by voice vote with Sen. Brown voting no.

EXECUTIVE ACTION ON SB 263

01:49:09 **Motion:** Sen. Kary moved that **SB 263 DO PASS.**

Discussion:

01:49:12 Chair Brown

01:50:01 Sen. Vance

01:50:14 Sen. Osmundson

01:50:50 Sen. Vance

01:50:54 Sen. Whitford

01:51:40 Sen. Swandal

01:51:53 Sen. Kary

01:51:58 **Substitute Motion/Vote:** Sen. Kary made a Substitute Motion that **SB 263 BE TABLED.** Substitute Motion carried 5-3 by roll call vote with Sen. Brown, Sen. Swandal and Sen. Vance voting no.

EXECUTIVE ACTION ON SB 267

01:52:45 **Motion:** Sen. Kary moved that **SB 267 DO PASS.**

Discussion:

01:52:49 Chair Brown

01:52:55 **Motion/Vote:** Sen. F. Smith moved that **SB 267 BE TABLED**. Motion carried 7-1 by roll call vote with Sen. Malek voting no.

01:53:30 Sen. Swandal
Chair Brown

EXECUTIVE ACTION ON SB 297

01:54:23 **Motion:** Sen. Kary moved that **SB 297 DO PASS**.

Discussion:

01:54:29 Chair Brown

01:54:43 Sen. Vance

01:54:50 Sen. Malek

01:55:28 Sen. Whitford

01:56:02 Chair Brown

01:56:15 Sen. Whitford

01:56:39 Rachel Weiss, research analysis, Legislative Services Division (LSD)

01:57:17 Sen. Whitford

01:57:34 Ms. Weiss, LSD

01:57:48 Chair Brown

01:57:51 **Vote:** Motion carried 7-1 by roll call vote with Sen. Whitford voting no.

EXECUTIVE ACTION ON SB 305

01:58:33 **Motion:** Sen. Kary moved that **SB 305 DO PASS**.

Discussion:

01:58:39 Chair Brown

01:58:46 Sen. Whitford

01:59:24 **Motion:** Sen. Whitford moved that **SB 305 BE AMENDED**.
[**EXHIBIT\(sts39a03\)**](#)

Discussion:

01:59:38 Sen. Whitford

02:01:10 Sen. Vance

02:01:49 Chair Brown

02:02:19 Rachel Weiss, research analysis, Legislative Services Division (LSD)

02:03:25 Sen. Whitford

02:04:32 Chair Brown

02:04:58 Sen. Whitford

02:05:01 Chair Brown
02:05:04 Sen. Whitford
02:05:20 Chair Brown
02:05:33 Sen. Whitford
02:05:52 Sen. Malek

02:07:18 **Vote:** Motion failed 4-4 by roll call vote with Sen. Malek, Sen. F. Smith, Sen. Swandal and Sen. Whitford voting aye.

02:08:03 Sen. Swandal
02:08:58 Chair Brown
02:09:06 Sen. Kary
02:09:41 Sen. Swandal

02:09:59 **Vote:** Motion carried 6-2 by roll call vote with Sen. Brown and Sen. Osmundson voting no.

02:11:03 Chair Brown

ADJOURNMENT

Adjournment: 5:13 PM

Barbara Pietuch, Secretary

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Additional Documents

Additional Documents:

EXHIBIT([sts39aad.pdf](#))